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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10 SACRAMENTO DIVISION  
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12 CHRISTOPHER KOHLS, et al.,  
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14 Plaintiffs,  
15  
16 v.  
17 ROB BONTA, in His Official Capacity as  
Attorney General of the State of California,  
18 and SHIRLEY N. WEBER, in Her Official  
Capacity as California Secretary of State,  
19 Defendants.  
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Case No. 2:24-cv-02527-JAM-CKD

**STIPULATION AND ORDER  
REGARDING AB 2655 ENFORCEMENT**

Dept: 6  
Judge: The Honorable John A.  
Mendez  
Trial Date: Not scheduled  
Action Filed: 9/17/2024

1 Plaintiffs Christopher Kohls, The Babylon Bee, LLC, and Kelly Chiang Rickert, and  
2 Defendants Attorney General Rob Bonta and Secretary of State Shirley N. Weber, by and through  
3 their respective counsel, agree and stipulate as follows:

4 1. On August 5, 2025, the Court held a hearing on Plaintiffs' Motion for Summary  
5 Judgment Against Assembly Bill ("AB") 2655 (ECF No. 46) and Defendants' Cross-Motion for  
6 Summary Judgment on AB 2655 (ECF. No. 49).

7 2. At the hearing, the Court ruled from the bench and (1) granted Plaintiffs' Motion for  
8 Summary Judgment because AB 2655 violates and is preempted by Section 230 of the  
9 Communications Decency Act of 1996 (47 U.S.C. § 230) and (2) denied Defendants' Cross-  
10 Motion for Summary Judgment for the reasons stated on the record during oral argument on  
11 August 5, 2025.

12 3. After the Court issued its ruling at the August 5, 2025 hearing, the Parties met and  
13 conferred at the Court's direction about Plaintiffs' constitutional claims against AB 2655.

14 4. As a result of that process, Defendants have agreed to not to enforce AB 2655 against  
15 any "provider" of "an interactive computer service," as those terms are defined in 47 U.S.C.  
16 § 230(c) and § 230(f)(2).

17 5. In light of this agreement, the Court need not address the Parties' Cross-Motions for  
18 Summary Judgment as to the constitutionality of AB 2655 under (1) the First Amendment to the  
19 United States Constitution, (2) Article I, Section 2, of the California Constitution, or (3) the First  
20 and Fourteenth Amendments to the United States Constitution on vagueness grounds at this time.

21 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the  
22 undersigned counsel, that:

23 1. Defendants shall not enforce AB 2655, in its entirety, against any "provider" of "an  
24 interactive computer service," as those terms are defined in 47 U.S.C. § 230(c) and § 230(f)(2).  
25 Such providers include Facebook, Instagram, and YouTube.

26 2. This agreement shall take effect immediately.

27 3. If Defendants appeal from the final judgment entered in this matter and an appellate  
28 court vacates the judgment granted as to AB 2655, this agreement shall terminate.

4. A proposed order is attached to this joint stipulation.

Dated: August 27, 2025

Respectfully submitted,

s/ Johannes Widmalm-Delphonse

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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

**CHRISTOPHER KOHLS, et al.,**

Plaintiffs,

**v.**

**ROB BONTA, in His Official Capacity as  
Attorney General of the State of California,  
and SHIRLEY N. WEBER, in Her Official  
Capacity as California Secretary of State,**

Defendants.

Case No. 2:24-cv-02527-JAM-CKD

**ORDER ON STIPULATION  
REGARDING AB 2655 ENFORCEMENT**

Before the Court is the Parties' Joint Stipulation Regarding AB 2655 Enforcement. Having considered the Parties' Joint Stipulation, the Court hereby ORDERS:

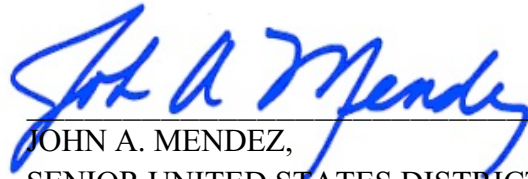
1. Defendants Attorney General Rob Bonta and Secretary of State Shirley N. Weber, in their official capacities, shall not enforce AB 2655, in its entirety, against any "provider" of "an interactive computer service," as those terms are defined in 47 U.S.C. § 230(c) and § 230(f)(2). Such providers include Facebook, Instagram, and YouTube.

2. In light of this the Court need not address the Parties' Cross-Motions for Summary Judgment as to the constitutionality of AB 2655 under (1) the First Amendment to the United

1 States Constitution, (2) Article I, Section 2, of the California Constitution, or (3) the First and  
2 Fourteenth Amendments to the United States Constitution on vagueness grounds at this time.

3 3. This Order shall take immediate effect. If Defendants appeal from the final judgment  
4 entered in this matter and an appellate court vacates the judgment granted as to AB 2655, this  
5 Order shall terminate.

6  
7 August 28, 2025



8 JOHN A. MENDEZ,  
9 SENIOR UNITED STATES DISTRICT JUDGE  
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